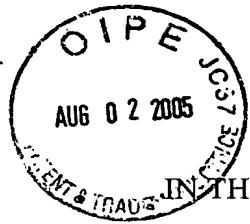


IFW

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Group: 3654

Confirmation No.: 6984

Application No.: 10/618,858

Invention: **Retractable Grab Handle**

Applicant: Smith et al.

Filed: July 14, 2003

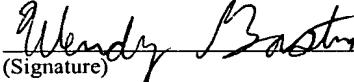
Attorney Docket: 2835-71459

Examiner: John Quoc Nguyen

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on July 29, 2005

  
(Signature)

Wendy L. Bastin  
(Printed Name)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

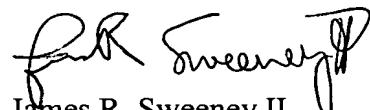
Under MPEP § 2001.06(c), "where the subject matter for which a patent is being sought is or has been involved in litigation, the existence of such litigation and any other material information arising therefrom must be brought to the attention of the Patent and Trademark Office." A device disclosed in the earliest application to which the above-referenced application claims priority was recently involved in litigation in United States District Court for the District of Maryland, Northern Division under case number CCB 03 CV 555 (the "litigation"). John A. Galbreath commenced the litigation by asserting his U.S. Patent No. 6,494,535 (the "'535 patent") against Burlington Coat Factory ("BCF"). The complaint alleged that the

further sought a declaratory judgment that IMMI was an assignee and co-owner of the '302 patent. The defendant in the case and assignee of the '302 patent, Triton Boat Company, L.P., never entered an appearance in the case and did not file a single pleading or other document in the case. Rather, Triton entered into a confidential settlement agreement with IMMI, resulting in dismissal of the litigation.

No representation is intended that a complete search has been made of the prior art or the litigation materials generated during the course of litigation, or that prior art references or litigation materials other than those listed on the attached forms are not available. The citation of these references and litigation materials shall not be construed to be an admission that the information cited in the statement is considered material to patentability of the subject invention.

Applicant believes that no fees are required with this Statement. If any fees are required, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 10-0435, with reference to our matter 2835-71459. An extra copy of this Information Disclosure Statement is enclosed for that purpose.

Respectfully submitted,



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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.: 2835-71459	SERIAL NO.: 10/618,858
INFORMATION DISCLOSURE STATEMENT		APPLICANT(S): Smith et al.	
		FILING DATE: 07/14/2003	GROUP: 3654

## U.S. PATENT DOCUMENTS

*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if appropriate
	AA	RE 38,302	11/11/2003	Rieger			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation Yes No
	AL						
	AM						
	AN						
	AO						

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	AP	Plaintiffs, Indiana Mills and Dave Kaler's Complaint for Declaratory Judgment against the Defendant, Triton Boat Company, L.P., filed February 24, 2004
	AQ	
	AR	
	AS	
	AT	
	AU	
	AV	
	AW	
	AX	
	AY	
	AZ	

Examiner	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609.  
Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

BASED ON FORM PTO 1449